

1 RICHARD B. KATSKEE\*  
2 AMERICANS UNITED FOR SEPARATION  
3 OF CHURCH AND STATE  
4 1310 L Street NW, Suite 200  
5 Washington, DC 20005  
6 Tel: (202) 466-3234; Fax: (202) 466-3234  
7 katskee@au.org

8 GENEVIEVE SCOTT\*  
9 CENTER FOR REPRODUCTIVE RIGHTS  
10 199 Water Street, 22nd Floor  
11 New York, NY 10038  
12 Tel: (917) 637-3605; Fax: (917) 637-3666  
gscott@reprorights.org

13 JAMIE A. GLIKSBERG\*  
14 LAMBDA LEGAL DEFENSE AND  
15 EDUCATION FUND, INC.  
16 105 West Adams, 26th Floor  
17 Chicago, IL 60603-6208  
18 Tel: (312) 663-4413; Fax: (312) 663-4307  
19 jgliksberg@lambdalegal.org

20 JAMES R. WILLIAMS (SBN 271253)  
21 GRETA S. HANSEN (SBN 251471)  
22 LAURA S. TRICE (SBN 284837)  
23 MARY E. HANNA-WEIR (SBN 320011)  
24 SUSAN P. GREENBERG (SBN 318055)  
25 H. LUKE EDWARDS (SBN 313756)  
26 OFFICE OF THE COUNTY COUNSEL,  
27 COUNTY OF SANTA CLARA  
28 70 West Hedding Street, East Wing, 9th Fl.  
San José, CA 95110-1770  
Tel: (408) 299-5900; Fax: (408) 292-7240  
mary.hanna-weir@cco.sccgov.org

29 LEE H. RUBIN (SBN 141331)  
30 MAYER BROWN LLP  
31 Two Palo Alto Square, Suite 300  
32 3000 El Camino Real  
33 Palo Alto, CA 94306-2112  
34 Tel: (650) 331-2000; Fax: (650) 331-2060  
35 lrubin@mayerbrown.com

36 \* Admitted Pro Hac Vice

37 *Counsel for Plaintiffs*

38 **UNITED STATES DISTRICT COURT**  
39 **NORTHERN DISTRICT OF CALIFORNIA**

40 COUNTY OF SANTA CLARA, TRUST WOMEN  
41 SEATTLE, LOS ANGELES LGBT CENTER,  
42 WHITMAN-WALKER CLINIC, INC. d/b/a  
43 WHITMAN-WALKER HEALTH, BRADBURY-  
44 SULLIVAN LGBT COMMUNITY CENTER,  
45 CENTER ON HALSTED, HARTFORD GYN  
46 CENTER, MAZZONI CENTER, MEDICAL  
47 STUDENTS FOR CHOICE, AGLP: THE  
48 ASSOCIATION OF LGBTQ+ PSYCHIATRISTS,  
49 AMERICAN ASSOCIATION OF PHYSICIANS  
50 FOR HUMAN RIGHTS d/b/a GLMA: HEALTH  
51 PROFESSIONALS ADVANCING LGBTQ  
52 EQUALITY, COLLEEN McNICHOLAS,  
53 ROBERT BOLAN, WARD CARPENTER, SARAH  
54 HENN, and RANDY PUMPHREY,

55 Plaintiffs,

56 vs.

57 U.S. DEPARTMENT OF HEALTH AND  
58 HUMAN SERVICES and ALEX M. AZAR, II, in  
59 his official capacity as SECRETARY OF HEALTH  
60 AND HUMAN SERVICES,

61 Defendants.

62 Case No. 3:19-cv-02916

63 **[PROPOSED] FINAL JUDGMENT**

64 Hon. William Alsup

1 **[PROPOSED] FINAL JUDGMENT**

2 For the reasons detailed in the Court's November 19, 2019, Order (ECF No. 87), the Court  
3 enters the following dispositions:

4 Plaintiffs' Motion for Summary Judgment (*see* ECF No. 70; *State of California v. Azar et*  
5 *al.*, No. 3:19-cv-02769 (N.D. Cal.), ECF No. 113) is **GRANTED**. The challenged rule is set aside  
6 and shall be unenforceable.

7 Defendants' Motion to Dismiss Or, In the Alternative, for Summary Judgment (ECF No.  
8 64) is **DENIED**.

9 Because Plaintiffs have received substantially all the relief they sought in this action, it is  
10 unnecessary for the Court to reach the claims not addressed in the Court's Order.

11 Final Judgment is hereby entered this 8 day of January, 2020.

12  
13 Date: January 8, 2020.

14   
15 HONORABLE WILLIAM ALSUP  
16 United States District Judge